#9

Attorney Docket No. PRO.03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents Washington, D.C. 20231

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicants hereby submit a computer disk containing a computer readable form of the sequence listing which was previously submitted with Applicants' Preliminary Amendment mailed on August 2, 2001 in response to the Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures dated January 18, 2002. A copy of the Notice and its attachments are also enclosed.

STATEMENT UNDER 37 C.F.R. § 1.821(f)

Enclosed is a computer readable form of the SEQUENCE LISTING for the above-identified application submitted under 37 C.F.R. § 1.821(e). A paper copy of the SEQUENCE LISTING has been submitted under 37 C.F.R. § 1.821(c).

I hereby state that the contents of the disk and the paper copy are the same. 37 C.F.R. § 1.821(f).

37 CFR 1.8 CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 1 23.2002

Signature: _

Name: Tracy E. Orisp

The disk copy of the SEQUENCE LISTING includes no new matter. 37 C.F.R. § 1.821(g).

Respectfully submitted,

Date: January 23,2002

Rosemary Kellogg, #39,726 Swanson & Bratschun, L.L.C.

1745 Shea Center Drive, Suite 330 Highlands Ranch, Colorado 80129

Telephone: (303) 268-0066 Facsimile: (303) 268-0065

S:\Client Folders\Proligo\Pro 03\Response to Notice to Comply.doc